

STATE OF CALIFORNIA
CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
LOS ANGELES REGION

ORDER NO. 87-39

WASTE DISCHARGE REQUIREMENTS

for

BKK CORPORATION

BKK SANITARY LANDFILL

(BKK Class III Waste Management Area)

(File No. 63-31)

The California Regional Water Quality Control Board, Los Angeles Region finds:

1. The BKK Corporation operated a hazardous waste (Class I) disposal facility at 2210 South Azusa Avenue, West Covina, California, under waste discharge requirements contained in this Board's Orders Nos. 78-140 and 84-41, adopted November 27, 1978, and May 21, 1984, respectively, until they voluntarily ceased accepting hazardous wastes after November 30, 1984. BKK has continued the disposal of nonhazardous solid waste and solidified liquid wastes generated from onsite processes over the previously deposited hazardous waste.
2. On October 27, 1986, this Board adopted Order No. 86-83 regarding the disposal of shredder wastes from Hugo Neu-Proler Company.
3. This Board's Resolution No. 86-8, adopted November 24, 1986, authorized the Executive Officer to approve the Closure Plan for the hazardous waste portion of the site. On December 23, 1986, the Executive Officer did approve the Closure Plan.
4. BKK Corporation dba BKK Sanitary Landfill has filed a report of waste discharge and supplemental information for waste discharge requirements for the disposal to land of nonhazardous solid and inert solid wastes at the landfill in an area northwesterly of the previous hazardous waste area.
5. This Board first adopted waste discharge requirements for this site in 1963. In November 1974 this Board updated those requirements. The proposed Class III disposal area falls within the permitted boundaries of the existing non-hazardous waste disposal boundaries previously described under Board Order No. 78-140, but never utilized. Provision No. 10 of that Order stipulates that, "Prior to the operation of the proposed Class II area (now designated Class III under the most recent revision of

Subchapter 15 the discharger shall submit to this Board specific design criteria for the construction of a leachate collection system in the Class II (now Class III) disposal area together with information regarding the method and ultimate disposal of leachate."

6. The BKK Sanitary Landfill is a 583-acre site in the San Jose Hills in the southerly portion of the City of West Covina. About 249 acres of the total site has waste deposited on it. The hazardous waste disposal area of the site consisted of approximately 103 acres. The hazardous disposal area is bounded by non-hazardous disposal areas on almost all sides.

7. The proposed Class III disposal area will encompass approximately 100 acres and extend from a low elevation of 625 feet to a proposed high elevation of 1040 feet. The final elevation of the proposed Class III disposal area corresponds to the highest final closure elevation of the adjacent hazardous waste area. The northerly access road for the hazardous waste area will separate the proposed Class III disposal area from the former hazardous waste disposal area to the South and East.

8. The proposed Class III area will accept wastes from municipalities and commercial haulers throughout Southern California. It has the capacity for approximately 10 to 12 million tons of non-hazardous and inert solid waste. At an average disposal rate of 5 to 6 thousand tons per day, the proposed area will reach capacity in the summer of 1995.

9. On November 26, 1984, the current revision of Title 23, Chapter 3, Subchapter 15, "Discharge of Waste to Land," California Administrative Code became effective. Subchapter 15 contains very specific construction, monitoring and operation standards for expanding landfills. On December 22, 1986, the Board received the supplemental information which is necessary to be included with the Report of Waste Discharge that is required by Article 9 of Subchapter 15. The supplemental materials specify the construction details and monitoring procedures the discharger will utilize to comply with the specific requirements of Subchapter 15.

10. There are no known active faults within the proposed Class III area. Active faults are defined as Holocene faults meaning that they have showed surface movement in the last 11,000 years. Two potentially active faults, defined as having movement within the last 2-3 million years (Quaternary Period), are located in the vicinity of the proposed disposal area. They are the San Jose and Walnut Creek faults which are located about 500 feet and 3000 feet from the proposed Class III area, respectively. Because of

their age, these faults are not included in an Alquist-Priolo Special Studies Zone to identify active faults in Southern California. Subchapter 15, Section 2533(d), states that "new Class III and expansions of existing Class II-2 landfills shall not be located on a known Holocene Fault." Available data indicate that the proposed Class III area complies with this requirement.

11. The proposed Class III area is not within a 100 year floodplain.

12. The proposed Class III area is mostly underlain by marine sandstones and shales except for a localized veneer of alluvium, colluvium, landslide debris, or earth fill. These geologic materials do not meet the permeability standard of less than 1×10^{-6} cm/sec.

13. The proposed Class III area lies within the Main San Gabriel Hydrologic Subarea, ground waters of which are beneficially used for municipal, industrial, and agricultural water supply. Although the proposed site does not directly overlie the main San Gabriel basin, the site's ground water natural drainage path is directly into the basin a few miles to the west.

14. Subchapter 15 requires that a site operator install a clay liner with a permeability of not more than 1×10^{-6} cm/sec when the site characteristics alone are not adequate to ensure protection of the quality of the ground water. For the proposed site, liners will be constructed which will comply with this requirement.

15. Prior to the disposal of any wastes in the proposed Class III area, a ground water collection system, a clay liner and a leachate collection and removal system will be installed at the proposed site. These systems will be installed in phases as the entire Class III area is developed.

16. The ground water collection system is to be installed along the historic canyon bottoms and base of the proposed Class III disposal area. This system consists of perforated PVC pipe placed in trenches in a dendritic pattern to intercept any underground water beneath the site. The ground water collection system will be installed a minimum of five feet below the elevation of any proposed waste and sized to accommodate more than ten times the expected flow rates. The initial phase of this system will be sized and laid out in a manner that will facilitate its extension as the landfill develops. One purpose of the ground water collection system is to keep any hydraulic pressure off of the bottom of the liner.

17. The ground water collected is to be transmitted by an outfall to the storm drain system for utilization onsite for dust control or irrigation. This water will also be tested so that in the event it becomes polluted, it will be directed to the leachate treatment plant.

18. Upon completion of the ground water collection system, a clay liner will be installed to prevent the migration of any leachate to the ground water. The maximum permeability for the liner will be 1×10^{-6} cm/sec. Construction material for the liner will be obtained onsite from an area northwest of the proposed site. The liner will have a minimum thickness of two feet.

19. The leachate collection and removal system (LCRS) will consist of PVC piping with filter material placed in depressions in the liner to assure collection of leachate. The initial phase of the system will be sized and laid out in a manner that will facilitate its extension as the landfill develops.

20. Any leachate removed from the proposed Class III disposal area will be treated at the leachate treatment plant onsite. The leachate collection system for the Class III area will be entirely independent from the collection system in the former hazardous waste area (except that there is only one treatment plant).

21. A gas collection system will also be installed as the landfill is developed in order to relieve internal pressure, minimize the possibilities of onsite and offsite emissions and to utilize the landfill gas recovered for power generation. This gas collection system is also separate from the system servicing the former hazardous waste area.

22. Final cover for the proposed Class III disposal area will be placed on the slopes and benches of the landfill as the landfill progresses. This will allow the construction of permanent gas recovery and drainage facilities to be completed concurrently with the filling operations. The completed slopes will also be landscaped and irrigated at the same time. At the completion of the disposal operations, all that will remain for closure of the proposed Class III area will be the placement of final cover and installation of landscaping on the deck at the 1040 feet elevation.

23. The proposed Class III disposal area, according to proposed construction and operating plans submitted by the discharger, meets the criteria and the guidelines of the State Water Resources Control Board for classification as a Class III

disposal site to receive selected non-hazardous solid wastes and inert wastes.

24. The Board adopted a revised Water Quality Control Plan for the Los Angeles River Basin on November 27, 1978. The Water Quality Control Plan contains water quality objectives for Main San Gabriel Hydrologic Subarea. The requirements contained in this Order, as they are met, will be in conformance with the goals of the Water Quality Control Plan.

25. The City of West Covina adopted Unclassified Use Permit No. 71, Revision 5, January 20, 1971. The issuance of waste discharge requirements for this discharge is exempt from the provisions of Chapter 3 (commencing with Section 21100) of Division 13 of the Public Resources Code since this is an ongoing project in accordance with the California Administrative Code, Title 14, Chapter 3, Section 15261(b).

The Board has notified the discharger and interested agencies and persons of its intent to adopt waste discharge requirements for this discharge and has provided them with an opportunity to submit their written views and recommendations.

The Board in a public meeting heard and considered all comments pertaining to the discharge and to the tentative requirements.

IT IS HEREBY ORDERED, that the BKK Corporation shall comply with the following:

A. Acceptable Materials

1. Wastes disposed of at this site shall be limited to nonhazardous solid wastes, inert solid wastes, and asbestos.

2. Nonhazardous solid waste means all putrescible and nonputrescible solid, and semi-solid wastes, including garbage, trash, refuse, paper, rubbish, ashes, industrial wastes, demolition and construction wastes, abandoned vehicles and parts thereof, discarded home and industrial appliances, vegetable solid and semi-solid wastes and other discarded solid or semi-solid waste; provided that such wastes do not contain wastes which must be managed as hazardous wastes, or wastes which contain soluble pollutants in concentrations which exceed applicable water quality objectives, or could cause degradation of waters of the state (i.e., designated waste).

3. The disposal of shredder wastes at this waste management unit shall be the subject of separate waste discharge requirements.

B. Water Quality Protection Standards

1. In accordance with Section 2552 of Subchapter 15, the following water quality protection standards are established for this facility:

<u>Parameter</u>	<u>Units</u>	<u>Maximum Value</u>
Total Dissolved Solids	mg/l	1300
Sulfate	mg/l	600
Chloride	mg/l	100
Boron	mg/l	1.5
Total Organic Halogens	mg/l	0.5
Carbon Tetrachloride	ug/l	5.0
Tetrachloroethylene (PCE)	ug/l	4.0
Trichloroethylene (TCE)	ug/l	5.0
Vinyl Chloride	ug/l	2.0

2. Water quality protection standards may be modified by the Board based on more recent or complete ground water monitoring data, changes in background water quality, or for any other valid reason.

3. The compliance point(s) where the water quality protection standards shall apply shall be at the downgradient edge of the waste management area.

4. The discharger shall use the statistical procedures contained in Subchapter 15, Section 2555(h) to determine if there is a statistically significant increase for any indicator parameter. Upon approval of the Executive Officer, alternative statistical procedures may be used.

5. In the event a statistically significant increase is observed for any indicator parameter, the discharger shall establish a verification program in accordance with Section 2557(g) of Subchapter 15.

6. The discharger shall institute a corrective action monitoring program if representative analyses of the ground water show a statistically significant increase in any water quality protection standard in accordance with Section 2557(g) of Subchapter 15.

7. The compliance period for which the water quality protection standards are applicable shall be the entire active life of the site and during the closure and post-closure maintenance periods.

C. Prohibitions

1. No liquids, oils, waxes, tars, soaps, solvents, or readily water-soluble solids such as salts, borax, lye, caustic, or acids shall be deposited at this site. No designated wastes (Section 2522, Subchapter 15) shall be deposited at this site.

2. No materials which are of a toxic nature, such as insecticides, poisons, or radioactive materials, shall be deposited at this site.

3. No hazardous or radioactive wastes shall be disposed of at this site. However, asbestos, if handled in the manner prescribed by the State Department of Health Services, may be disposed of at this site.

4. The discharge of wastes or waste byproducts to natural surface drainage courses or to usable ground water is prohibited.

5. No infectious materials and hospital or laboratory wastes, except those authorized for disposal to land by official agencies charged with control of plant, animal, and human disease, shall be disposed of at this site.

6. No pesticide containers shall be disposed of at this site unless they are rendered nonhazardous by triple rinsing.

7. No septic tank pumpage or chemical toilet wastes shall be disposed of at this site.

8. No water shall be used at this site except for landscape irrigation, for road surface dust control and fire fighting. Water used for irrigation of disposal areas shall be applied only on completed lifts in quantities not to exceed those necessary to support plant life and shall be confined to the irrigated areas. The ponding of irrigation water except in designated holding ponds is prohibited.

9. Washing of landfill equipment shall be confined to areas where the wastewater will not percolate into the landfill. Washwater from the washing of refuse or other waste hauling vehicles shall not be permitted to enter the storm water collection system.

10. Except for unadulterated tap water, any waters used for landscape irrigation, dust control or other non-emergency uses, shall be subject to waste discharge requirements.

11. No surface waters shall leave this site except as permitted by a National Pollutant Discharge Elimination System (NPDES) permit issued in accordance with the Federal Clean Water Act and the California Water Code.

12. The gas collection system at this waste management unit shall be designed so that gas condensate is not returned to the waste management unit.

D. General Requirements for Disposal of Wastes

1. There shall be no damage to the community by odors or unsightliness resulting from unreasonable practices in the disposal of wastes at this site, such that it would create a nuisance as defined in Section 13050(m) of the California Water Code.

2. Neither the disposal nor handling of wastes at this site shall create pollution.

3. The discharger shall remove and relocate any wastes which are discharged at this site in violation of these requirements.

4. Wastes deposited at this site shall be confined thereto, and shall not be permitted to blow off the site or to enter offsite storm water drainage ditches or watercourses.

5. Adequate measures shall be taken to prevent a condition of nuisance from fly breeding, rodent harborage, and other vectors.

6. The migration of gases from the disposal site shall be controlled as necessary to prevent water pollution or nuisance.

7. Any abandoned water wells situated within the influence of the site must be located and properly modified or sealed to prevent vertical movement of any poor quality water within the well bore. A notice of intent to abandon a water well must be filed with appropriate regulatory agencies prior to abandonment. Procedures used to destroy these wells or modify wells still in use should conform to the specification of the local health department or other applicable agencies.

8. In any area within the disposal site (the 583-acre site) where seepage water is observed, provisions shall be made and/or facilities shall be provided to insure that seep water will not come in contact with decomposable refuse in this waste management unit. The location of all springs and seeps found during, prior to, or after placement of waste material that could affect this waste management unit shall be reported to the board.

9. Construction standards for containment structures shall comply with Article 4 of Subchapter 15. Any exceptions to these standards must fully meet the standards in Section 2510, parts (b) and (c) of the regulations and be approved by the Executive Officer.

10. The discharger shall comply with his proposals contained in the reports noted in the findings above. Any changes in the plans must be submitted for the approval of the Executive Officer.

11. Leachate collection and removal systems at this site shall comply with Subchapter 15, Section 2543. The discharger shall have sufficient replacement parts so that in case of failure of any part of the systems, no adverse water quality effects will result. The systems for this waste management unit shall be totally separate from the leachate collection and removal systems of the former hazardous waste area (except for the leachate treatment plant itself).

12. All leachate from this waste management unit shall be intercepted, and pumped out when detected, and properly disposed of.

13. All wastes shall be adequately covered at the end of the operating day.

14. Precipitation and drainage controls, structures, and facilities at this site shall comply with Subchapter 15, Section 2546.

15. The waste management area shall be graded and maintained to promote proper runoff of precipitation and to prevent ponding of storm water.

16. Erosion or washout of deposited materials by surface flow shall be prevented.

17. This site shall be designed to withstand the maximum probable earthquake without damage to the facilities or structures which control leachate, surface drainage, or gas collection systems, or erosion control systems.

18. Regional Board staff shall be allowed entry to the landfill or where records are kept regarding the landfill at any reasonable time. Staff shall be permitted to inspect any area of the landfill and any monitoring equipment used to demonstrate compliance with this Order. Staff shall be permitted to copy any records, photograph any area, obtain samples, and/or monitor to assure compliance with this Order, or as authorized by the California Water Code.

E. Water Quality Monitoring

1. The discharger shall have a ground water monitoring system which complies with the provisions of Article 5, Subchapter 15.

2. The discharger shall furnish, under penalty of perjury, technical monitoring reports. Monitoring reports shall be submitted in accordance with the specifications contained in a Monitoring and Reporting Program prepared by the Executive Officer. This Monitoring and Reporting Program is subjected to periodic revisions as warranted.

3. The effectiveness of all monitoring wells, monitoring devices, and leachate and gas collection systems shall be maintained for the active life of this site. If any of these wells and/or monitoring devices are damaged, destroyed or abandoned for any reason, the discharger shall provide a substitute to meet the monitoring requirements of this Order. For the purpose of this requirement, "active life" shall mean the entire period during which waste material will be deposited at the site plus the closure and post-closure maintenance periods.

4. The discharger shall submit within 60 days after adoption of this Order detailed plans and equipment specifications for compliance with the ground water monitoring requirements of Article 5 of Subchapter 15. The discharger shall provide a technical report which includes rationale for the spatial distribution of ground water monitoring facilities (wells or piezometers, etc.), for the design of monitoring points, and for the selection of other monitoring equipment. This report shall be accompanied by:

a. A map showing the locations of the proposed monitoring facilities; and

b. Drawings and data showing construction details of proposed monitoring facilities. These data shall include:

- (i) casing and bore hole diameters;
- (ii) casing materials (PVC, stainless steel, etc.);
- (iii) depth of each hole;
- (iv) size and position of perforations;
- (v) method of joining the sections of the casing;
- (vi) nature of filter material;
- (vii) depth and composition of seals; and
- (viii) method and length of time of well development.

Any new or replacement monitoring wells or piezometers installed in the future will require a similar technical report prior to installation. This technical report shall also provide for the installation of any new monitoring wells required by the Monitoring and Reporting Program.

5. The discharger shall submit within 60 days after adoption of this Order an inspection procedure which will ensure that the monitoring wells or piezometers are in proper operating order at all times. If a well or piezometer is found to be inoperative, the procedure shall include a provision that the Regional Board and other interested agencies shall be so informed in writing within seven days after such discovery. When the Board is so informed, the notification shall contain a time schedule for returning the well or piezometer to operating order.

F. Provisions

1. A proposal for a periodic waste load checking program shall be submitted for Executive Officer approval within 90 days after adoption of this Order. After approval, the program shall be implemented to ensure that unauthorized hazardous materials are not deposited at this site.

2. Interim cover is daily cover and intermediate cover as defined by the California Waste Management Board. Interim cover over wastes discharged to this landfill shall be designed and constructed to minimize percolation of precipitation through wastes and contact with material deposited. To this end, ponding of liquids over deposited wastes is prohibited.

3. This site shall comply with all applicable provisions, requirements, and procedures contained in the most recent revision of the California Administrative Code, Title 23, Chapter 3, Subchapter 15, "Discharge of Waste to Land," and any amendments thereto.

4. This site shall have containment structures which are capable of preventing degradation of waters of the state as a result of wastes (or their byproducts such as leachate or landfill gas) discharged to this landfill.

5. This site shall be fitted with liners and leachate collection and removal systems which comply with Subchapter 15 in all new areas of operation.

6. No non-hazardous solid waste shall be placed below an elevation that is at least 10 feet above the historic high ground water elevation plus capillary rise.

7. No wastes shall be deposited, or allowed to remain, under the proposed liner system. Soil under this system shall be compacted to a minimum of 90% compaction.

8. The water quality of the liquid collected from beneath the liner in the ground water collection system shall meet the waste discharge requirements for treated wastewater from the leachate treatment plant contained in this Board's Order No. 87-38 or its successors before utilization onsite for dust control and/or irrigation. If the liquid fails to meet these water quality standards, it must be treated at the leachate treatment plant or properly disposed elsewhere.

9. The following general criteria for containment structures are applicable to this site:

a. Materials used in containment structures shall have appropriate chemical and physical properties to ensure that such structures do not fail to contain waste because of pressure gradients (including hydraulic head and external hydrogeologic forces), physical contact with the waste or leachate, chemical reactions with soil and rock, climatic conditions, the stress of installation, and the stress of daily operation.

b. Permeabilities specified for containment structures other than cover shall be relative to the fluids, including waste and leachate, to be contained. Permeabilities specified for final cover shall be relative to water.

c. Permeabilities shall be determined primarily by appropriate field test methods in accordance with accepted civil engineering practice. The results of laboratory tests with both water and leachate, and field tests with water, shall be compared to evaluate how the field permeabilities will be affected by leachate. Appropriate compaction tests

may be used in conjunction with laboratory permeability tests to determine field permeabilities as long as a reasonable number of field permeability tests are also conducted.

d. Containment structures shall be designed by, and construction shall be supervised and certified by, a registered civil engineer or a certified engineering geologist, certified or registered in the State of California. Facilities shall receive a final inspection and approval of the construction by Regional Board or State Board staff before use of the facility commences.

e. The integrity of containment structures shall be maintained. Excavations made as part of discharge operations shall not result in removal of any portion of a containment structure.

f. Any report submitted under this section or any amendment or revisions thereto which might affect containment features or monitoring systems shall be approved by a registered engineer or a certified engineering geologist.

g. Containment structures shall have a permeability of 1×10^{-6} cm/sec or less and shall be suitably compacted to not less than 90 percent relative density at optimum moisture content. Results of permeability and compaction tests shall be reported for review to the Board and other interested agencies prior to disposal in the area relevant to the structures.

h. The liner, leachate collection and gas migration control systems shall be constructed according to the design specifications furnished to this Board by the discharger. Any deviation from these design specifications is subject to the Executive Officer's review and approval prior to any construction.

10. The discharger shall submit within 60 days after adoption of this Order an operation plan describing the landfill operation which shall include:

a. A description of current or proposed treatment, storage, and disposal methods;

b. Contingency plans for the failure or breakdown of waste handling facilities or containment systems, including notice of any such failure, or any detection of waste or leachate in monitoring facilities, to the regional board, local

governments, and water users downgradient of the landfill;
and

c. A description of inspection and maintenance programs which will be undertaken regularly during disposal operations, the closure, and the post-closure maintenance period.

11. The discharger shall submit detailed preliminary and as-built plans, specifications, and descriptions for all liners, containment structures, leachate collection and removal system components, leak detection system components, precipitation and drainage control facilities, and interim covers which will be installed or used at the site. The discharger shall submit a description of and location data for ancillary facilities including roads, waste handling areas, buildings, and equipment cleaning facilities. These plans, specifications, etc., shall be updated as the site is expanded and completed. Preliminary plans and specifications shall be submitted at least 60 days prior to construction and as-built plans and specifications shall be submitted within 30 days after completion of construction. If the preliminary plans and specifications and as-built plans and specifications are virtually identical, only change sheets need be submitted in lieu of complete as-built plans and specifications.

12. The discharger shall notify the Regional Board of changes in information submitted in the Report of Waste Discharge and supplementary information, including any material change in the types, quantities, or concentrations of wastes discharged; or site operations and features. The discharger shall notify the Regional Board 120 days before the changes are made or become effective.

13. The discharger shall notify the Regional Board in writing of any proposed change of ownership or responsibility for construction, operation, closure, or post-closure maintenance of this facility. This notification shall be given prior to the effective date of the change and shall include a statement by the new discharger that construction, operation, closure, and post-closure maintenance will be in compliance with any existing waste discharge requirements and any revisions thereof.

14. The Regional Board shall be notified by telephone within 24 hours and in writing within seven days of any slope failure occurring at the landfill. Any failure which threatens the integrity of containment structures shall be promptly corrected after approval of a corrective action plan and time schedule by the Executive Officer.

15. The Regional Board shall be notified in writing within seven days if fluid is detected in a previously dry leachate detection system, a leachate collection and removal system, or if a progressive increase in the liquid volume is detected in the leachate collection and removal system.

16. The Regional Board shall be notified of any incident resulting from site operations that may endanger health or the environment by telephone within 24 hours and in writing within seven days. The written notification shall fully describe the incident including what occurred, when it occurred, the duration of the incident, when correction occurred (or when correction will occur if it is a continuing incident), and the steps taken or planned to reduce, eliminate, and/or prevent recurrence. All instances of noncompliance with this Order shall also be reported to the Board in the same manner as stated above for endangerment incidents.

17. The owner or operator of this facility shall notify the Regional Board in writing at least 180 days prior to the beginning of final closure activities. The notice shall include a statement that all closure activities will conform to the most recently approved closure plan and that the plan provides for site closure in compliance with all applicable federal and state regulations. In the event closure and post-closure maintenance plans have not been submitted for this waste management area, they shall accompany this notice.

18. The owner or operator of this facility shall notify the Regional Board within 30 days after the completion of final closure activities that closure has been completed. The discharger shall certify under penalty of perjury that all closure activities were performed in accordance with the most recently approved closure plan and in accordance with all applicable regulations. The discharger shall certify that all closed waste management units shall be maintained in accordance with an approved post-closure maintenance plan(s).

19. In case of violation of compaction and/or clay liner requirements, the discharger shall cease the deposition of nonhazardous solid and inert wastes, and remove or relocate all deposited wastes to enable inspection by Board staff.

20. All State, County and City sanitary health codes, rules, regulations and ordinances pertinent to the disposal of wastes on land shall be complied with in the operation and maintenance of this waste disposal site.

21. The discharger shall maintain a copy of this Order at the site so as to be available at all times to site operating personnel.

22. This Board considers the property owner to have a continuing responsibility for correcting any problems which may arise in the future as a result of this waste discharge and from gases and leachate that may be caused by infiltration of precipitation or drainage waters into the waste disposal areas or by infiltration of water applied to this property during subsequent use of the land for other purposes.

23. These requirements do not exempt the operator of this waste disposal facility from compliance with any other law which may be applicable. The requirements are not a permit; they do not legalize this waste disposal facility, and they leave unaffected any further restraints on the disposal of wastes at this site which may be contained in other statutes.

24. Bench marks shall be established and maintained at the site in sufficient number to enable reference to key elevations and to permit control of critical grading and compaction operations.

25. The requirements prescribed herein do not authorize the commission of any act causing injury to the property of another, nor protect the operators from his liabilities under federal, state, or local laws.

26. The operators must comply with all of the terms, requirements and conditions of this Order. Any violation of this Order constitutes a violation of the California Water Code, and is grounds for enforcement action, Order termination, Order revocation and reissuance, denial of an application for reissuance, or a combination thereof.

27. After notice and opportunity for a hearing, this Order may be terminated or modified for cause, including, but not limited to:

- a. Violation of any term or condition contained in this Order;
- b. Obtaining this Order by misrepresentation, or failure to disclose all relevant facts;
- c. A change in any condition that requires either a temporary or permanent reduction or elimination of the authorized waste discharge.

BKK CORPORATION
BKK Sanitary Landfill

28. The filing of a request by the operators for a modification, revocation and reissuance, or termination, or a notification of planned changes or anticipated noncompliance, does not stay any condition, provision, or requirement of this Order.

29. This Order does not convey any property rights of any sort, or any exclusive privilege.

30. The operators shall furnish, within a reasonable time, any information the Regional Board may request to determine whether cause exists for modifying, revoking and reissuing, or terminating this Order. The operator shall also furnish to the Regional Board, upon request, copies of records required to be kept by this Order.

I, Robert P. Ghirelli, Executive Officer, do hereby certify that the foregoing is a full, true, and correct copy of an Order adopted by the California Regional Water Quality Control Board, Los Angeles Region on March 23, 1987.

Robert P. Ghirelli

ROBERT P. GHIRELLI, D.Env.
Executive Officer